

3. Terminal disclaimer with disclaimer fee

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Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

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A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity
or \$ _____ for other than a small entity) disclaiming the required period of time
is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

/Kevin R. Hansbro/

Signature

February 21, 2008

Date

Kevin R. Hansbro

Typed or printed name

38,485

Registration Number, if applicable

THE DOW CHEMICAL CO.

2030 Dow Center

Midland, Michigan 48674

Address

(979) 238-9041

Telephone Number

Enclosures:

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Fee Payment

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Reply

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Terminal Disclaimer Form

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Additional sheets containing statements establishing unintentional delay

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Other: Part B Fee Transmittal

Certificate of Electronic Filing Under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with 37 CFR 1.6(a)(4):

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on February 21, 2008
Date

/Kevin R. Hansbro/

Signature

Kevin R. Hansbro

Typed or printed name of person signing Certificate

38,485

Registration Number, if applicable

(979) 238-9041

Telephone Number

Note: Each paper must have its own certificate of mailing.

Reply to Office Action (2 pages)
Part B Fee Transmittal (1 page)
Certificate of Electronic Filing (1 page)
Petition to Revive Application Unintentionally Abandoned (2 pages)
Charge \$3,280.00 to deposit account 21-0100